

Ahilan T. Arulanantham (SBN 237841)  
arulanantham@law.ucla.edu  
Stephany Martinez Tiffer (SBN 341254)  
martineztiffer@law.ucla.edu  
CENTER FOR IMMIGRATION LAW AND  
POLICY, UCLA SCHOOL OF LAW  
385 Charles E. Young Dr. East  
Los Angeles, CA 90095  
Telephone: (310) 825-1029

Emilou MacLean (SBN 319071)  
emaclean@aclunc.org  
Michelle (Minju) Y. Cho (SBN 321939)  
mcho@aclunc.org  
ACLU FOUNDATION  
OF NORTHERN CALIFORNIA  
39 Drumm Street  
San Francisco, CA 94111-4805  
Telephone: (415) 621-2493  
Facsimile: (415) 863-7832

Attorneys for Plaintiffs  
*[Additional Counsel Listed on Next Page]*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

NATIONAL TPS ALLIANCE, MARIELA  
GONZÁLEZ, FREDDY JOSE ARAPE RIVAS,  
M.H., CECILIA DANIELA GONZÁLEZ  
HERRERA, ALBA CECILIA PURICA  
HERNÁNDEZ, E.R., and HENDRINA VIVAS  
CASTILLO,

Plaintiffs,

vs.

KRISTI NOEM, in her official capacity as  
Secretary of Homeland Security, UNITED  
STATES DEPARTMENT OF HOMELAND  
SECURITY, and UNITED STATES OF  
AMERICA,

Defendants.

Case No. 3:25-cv-01766-EMC

**CORRECTED DECLARATION OF  
EMILOU MACLEAN IN SUPPORT OF  
PLAINTIFFS' MOTION TO POSTPONE  
EFFECTIVE DATE OF AGENCY ACTION**

(Replaces Dkt. 37)

Assigned to: Hon. Edward M. Chen

Date: March 24, 2025

Time: 9:00 a.m.

Place: Courtroom 5, 17th Floor

Complaint filed: February 19, 2025

1 Additional Counsel for Plaintiffs

2 Jessica Karp Bansal (SBN 277347)

3 jessica@ndlon.org

4 Lauren Michel Wilfong (*pro hac vice*)

5 lwilfong@ndlon.org

6 NATIONAL DAY LABORER

7 ORGANIZING NETWORK

8 1030 S. Arroyo Parkway, Suite 106

9 Pasadena, CA 91105

10 Telephone: (626) 214-5689

11 Eva L. Bitran (SBN 302081)

12 ebitran@aclusocal.org

13 ACLU FOUNDATION

14 OF SOUTHERN CALIFORNIA

15 1313 West 8th Street

16 Los Angeles, CA 90017

17 Telephone: (213) 977-5236

1 I, Emilou MacLean, declare as follows:

2 1. I am an attorney at law duly licensed and entitled to practice in the State of  
3 California. I am a Senior Staff Attorney at ACLU Foundation of Northern California, counsel of  
4 record in this action for Plaintiffs. I make this declaration in support of Plaintiffs' Motion to  
5 Postpone Effective Date of Agency Action. I have personal knowledge of the following facts and, if  
6 called as a witness, I could and would testify competently thereto.

7 **SOCIAL MEDIA POSTS**

8 2. Attached as **Exhibit 1** is a true and correct copy of a February 26, 2024 social media  
9 post by Secretary Kristi Noem on the X social media platform using the handle "@KristiNoem,"  
10 which is also available at <https://x.com/KristiNoem/status/1762195636491825295>. The post contains  
11 a video in which Secretary Noem states, "Nations like Venezuela are emptying their prisons of  
12 dangerous criminals to send them to America. They are happy to let America's open border be the  
13 solution to their problem."

14 3. Attached as **Exhibit 2** is a true and correct copy of a February 28, 2024, social media  
15 post by Secretary Krisi Noem on the X social media platform using the handle "@KristiNoem,"  
16 which is also available at <https://x.com/KristiNoem/status/1762650522920652828>. In that post, she  
17 said, "Venezuela didn't send us their best. They emptied their prisons and sent criminals to America.  
18 Deportations need to start on DAY ONE of [President Trump's] term" in office.

19 4. Attached as **Exhibit 3** is a true and correct copy of a March 6, 2024 social media post  
20 by Secretary Kristi Noem on the X social media platform using the handle "@KristiNoem," which is  
21 also available at <https://x.com/KristiNoem/status/1765513039795601862>. The post contains a video  
22 of Secretary Noem discussing immigration and the caption reads, "[c]ountries like Venezuela are  
23 emptying their prisons, their mental institutions, and sending them to America. The White House is  
24 facilitating this invasion. They're doing it on purpose."

25 5. Attached as **Exhibit 4** is a true and correct copy of a March 14, 2024 social media  
26 post by Secretary Kristi Noem on the X social media platform using the handle "@KristiNoem,"  
27 which is also available at <https://x.com/KristiNoem/status/1768312288560247199>. In the post,  
28

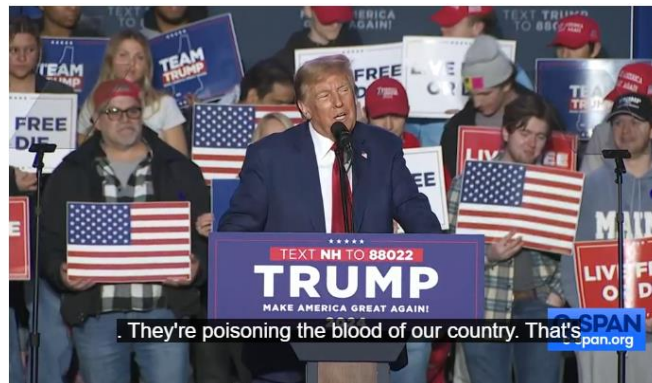
Secretary Noem states, “At least 300,000 illegal immigrants from Venezuela have been encountered at the border. Remember, Venezuela emptied their prisons and told them to come to America.”

6. Attached as **Exhibit 5** is a true and correct copy of a December 9, 2024 social media post by Secretary Kristi Noem on the Instagram social media platform using the handle “@KristiNoem,” which is also available at <https://www.instagram.com/kristinoem/reel/DDVjJnURRqw/>. In the post, she states, “nations like Venezuela are using our open border to solve their own crime and mental health crises.”

7. Attached as **Exhibit 6** is a true and correct copy of a January 28, 2025 social media post by Secretary Kristi Noem on the X social media platform using the handle “@Sec\_Noem,” which is also available at [https://x.com/Sec\\_Noem/status/1884264039158800547](https://x.com/Sec_Noem/status/1884264039158800547). The post contains a video in which Secretary Noem, wearing a Police Customs and Immigration Enforcement (ICE) vest, states that she is “getting the dirt bags off the streets” in New York. The caption reads “7 AM in NYC. Getting the dirt bags off the streets.”

#### VIDEO TRANSCRIPTS

8. Attached as **Exhibit 7** is a true and correct copy of a certified transcript of a December 16, 2023 campaign speech, along with a screen grab below from the video clip. The video is available for viewing at <https://www.c-span.org/clip/campaign-2024/donald-trump-on-illegal-immigrants-poisoning-the-blood-of-our-country/5098439>. In the video, Donald Trump states that illegal immigrants are “poisoning the blood of our country.”



9. Attached as **Exhibit 8** is a true and correct copy of a certified transcript of the September 10, 2024 presidential debate, along with a screen grab below from the video clip. The video is available for viewing at <https://www.c-span.org/program/campaign-2024/simulcast-abc-news-presidential-debate/648383>. At approx. 29:26, President Trump states that Haitian TPS holders are “eating the dogs,” “eating the cats,” and “eating the pets of the people that live” in Springfield, Ohio. At approximately 33:40, President Trump states, “They allowed people to come in, drug dealers, to come into our country, and they’re now in the United States. And told by their countries like Venezuela don’t ever come back or we’re going to kill you. . . . There’s never been anything done like this at all. They’ve destroyed the fabric of our country. Millions of people let in.”



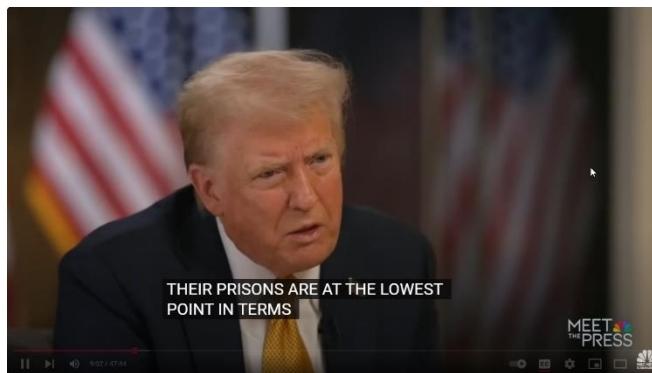
10. Attached as **Exhibit 9** is a true and correct copy of a certified transcript of an October 11, 2024 campaign speech by President Donald Trump in Aurora, Colorado, along with a screen grab below from the video clip. The video is available for viewing at [https://www.youtube.com/watch?v=\\_xguaneoZ5A](https://www.youtube.com/watch?v=_xguaneoZ5A). At approximately the 41:05-minute mark, President Trump states “Every day, Americans . . . are living in fear all because [former Vice President] Kamala Harris decided to empty the slums and prison cells of Caracas [Venezuela] and many other places . . . . [A]nd we have to live with these animals, but we’re not going to live with them for long, you watch.”

11. Attached as **Exhibit 10** is a true and correct copy of a certified transcript of the October 27, 2024 speech by Donald Trump at the Madison Square Garden Presidential Campaign Rally, along with a screen grab below from the video clip. The video is available for viewing at

<https://www.youtube.com/watch?v=bzVT4YEEYsuI>. In the video, President Trump describes the country as “occupied” by criminal migrants and refers to Venezuelan gang members as “savage.” At approximately 16:13, President Trump states “We’re not going to have a country any longer. That’s who we’re allowing in. The United States is now an occupied country, but it will soon be an occupied country no longer. . . . November 5, 2024 . . . will be Liberation Day in America. . . . I will rescue every city and town that has been invaded and conquered.”



12. Attached as **Exhibit 11** is a true and correct copy of a certified transcript of the December 8, 2024 interview with President Trump on “Meet the Press,” along with a screen grab below from the video clip. The video is available for viewing at



[https://www.youtube.com/watch?v=-UsHJWEAj\\_I](https://www.youtube.com/watch?v=-UsHJWEAj_I). At approximately 8:42, President Trump states that Venezuelan “prisons are . . . at the lowest point in terms of emptiness that they’ve ever been” because Venezuela was “taking their people out of those prisons by the thousands” and sending them to the United States.



13. Attached as **Exhibit 12** is a true and correct copy of a certified transcript of the January 15, 2025 confirmation hearing of Secretary Kristi Noem,<sup>1</sup> along with a screen grab below from the video clip. The video is available for viewing at available at <https://www.c-span.org/program/senate-committee/homeland-security-secretary-nominee-gov-kristi-noem-testifies-at-confirmation-hearing/654484>. At approximately 1:51:50, Secretary Noem states, “[TPS] has been abused and manipulated by the Biden Administration and that will no longer be allowed . . . and these extensions going forward the way that they are.” Secretary Noem adds, “the program was intended to be temporary and this extension [of TPS] of over 600,000 Venezuelans [] is alarming when you look at what we’ve seen in different states, including Colorado with gangs doing damage and harming the individuals and the people that live there.”

14. Attached as **Exhibit 13** is a true and correct copy of a certified transcript of a January 22, 2025 interview of President Donald Trump on Fox News with Sean Hannity, along with a screen grab below from the video clip. The video is available for viewing is available at <https://www.youtube.com/watch?v=mQUmy6gkWg>. At approximately 18:26, President Trump states, “jails and mental institutions from other countries and gang members, right off the streets of the toughest cities in the world, are being brought to the United States of America and emptied out



into our country.”

15. Attached as **Exhibit 14** is a true and correct copy of a certified transcript of a January 29, 2025 interview of Secretary Kristi Noem on “Fox and Friends,” along with a screen grab below

<sup>1</sup> Plaintiffs are unable to locate a transcript of Secretary Noem’s confirmation hearing through the Government Printing Office or the website of the Committee on Homeland Security and Governmental Affairs. Accordingly, Plaintiffs submit a certified copy of the transcript.

from the video clip. The video is available for viewing at <https://www.foxnews.com/video/6367942790112?msockid=30416397acd261bf24f1707bad686037>. At approximately 1:00, Secretary Noem states, “[t]oday we signed an executive order within the Department of Homeland Security in a direction that we were not going to follow through on what he did to tie our hands, that we are going to follow the process, evaluate all of these individuals that are in our country, including the Venezuelans that are here and members of TdA [transnational gang Tren de Aragua]. Listen, . . . the people of this country want *these dirt bags* out. They want their communities to be safe . . . . So, this [is] part of our plan to make sure that we’re protecting America, keeping it safe again, just like President Trump promised” (emphasis added). Secretary Noem described ending TPS for Venezuelans as necessary in order to “evaluate all of these individuals that are in our country.”



16. Attached as **Exhibit 15** is a true and correct copy of a certified transcript of February 2, 2025 interviews of Secretary Kristi Noem, Missouri Senator Eric Schmitt, and Arizona Senator Mark Kelly on “Meet the Press,” along with a screen grab below from the video clip. The video is available for viewing at <https://www.youtube.com/watch?v=FpeMXrvxHco>. At approximately 16:25, Secretary Kristi Noem states “the TPP [*sic*] program has been abused, and it doesn’t have integrity right now.” At approximately 16:27, Secretary Kristi Noem states “folks from Venezuela that have come into this country are members of TdA. And remember, Venezuela purposely emptied





1 out their prisons, emptied out their mental health facilities and sent them to the United States of  
2 America. So we are ending that extension of that program, adding some integrity back into it. And  
3 this administration's evaluating all of our programs to make sure they truly are something that's to  
4 the benefit of the United States, so that they're not to the benefit of criminals."

#### 5 ARTICLES AND PUBLICATIONS

6 17. Attached as **Exhibit 16** is a true and correct copy of an article by Josh Dawsey dated  
7 January, 12, 2018, titled *Trump Derides Protections for Immigrants from 'Shithole' Countries*,  
8 WASH. POST, and available at [https://www.washingtonpost.com/politics/trump-attacks-protections-](https://www.washingtonpost.com/politics/trump-attacks-protections-for-immigrants-from-shithole-countries-in-oval-office-meeting/2018/01/11/bfc0725c-f711-11e7-91af-31ac729add94_story.html?utm_term=.06cbc70bfaec)  
9 [for-immigrants-from-shithole-countries-in-oval-office-meeting/2018/01/11/bfc0725c-f711-11e7-](https://www.washingtonpost.com/politics/trump-attacks-protections-for-immigrants-from-shithole-countries-in-oval-office-meeting/2018/01/11/bfc0725c-f711-11e7-91af-31ac729add94_story.html?utm_term=.06cbc70bfaec)  
10 [91af-31ac729add94\\_story.html?utm\\_term=.06cbc70bfaec](https://www.washingtonpost.com/politics/trump-attacks-protections-for-immigrants-from-shithole-countries-in-oval-office-meeting/2018/01/11/bfc0725c-f711-11e7-91af-31ac729add94_story.html?utm_term=.06cbc70bfaec). The article summarizes various  
11 statements by President Trump, including about TPS.

12 18. Attached as **Exhibit 17** is a true and correct copy of an article by Dara Lind dated  
13 February 23, 2018, titled *"The Snake": Donald Trump Brings Back His Favorite Anti-Immigrant*  
14 *Fable at CPAC*, VOX, and available at [www.vox.com/policy-and-](http://www.vox.com/policy-and-politics/2018/2/23/17044744/trump-snake-speech-cpac)  
15 [politics/2018/2/23/17044744/trump-snake-speech-cpac](http://www.vox.com/policy-and-politics/2018/2/23/17044744/trump-snake-speech-cpac). The article describes President Trump's  
16 Conservative Political Action Conference (CPAC) speech as "a fantasia on his favorite theme:  
17 Immigrants are dangerous and they want to kill you." The article recounts President Trumps  
18 statements about immigrants: "These are animals. They cut people. They cut them. They cut them up  
19 in little pieces, and they want them to suffer. And we take them into our country." The article  
20 describes how President Trump recited a song "in which a snake [representing a migrant] asks to be  
21 taken into a woman's home and repays her for her charity by killing her." According to the article,  
22 President Trump referred to singing the song at events as "do[ing] the snake." The article included  
23 the following song lyrics:

- 24 a. "I saved you, cried the woman. And you've bitten me, heavens why? You know  
25 your bite is poisonous and now I'm going to die."  
26 b. "Oh, shut up, silly woman, said the reptile with a grin. You knew damn well I  
27 was a snake before you took me in."  
28

1 According to the article, after reciting these lines, President Trump stated: “And that’s what we’re  
2 doing with our country, folks. We’re letting people in. And it is going to be a lot of trouble. It is only  
3 getting worse.”

4 19. Attached as **Exhibit 18** is a true and correct copy of an article by Julie Hirschfeld  
5 Davis dated May 16, 2018, titled *Trump Calls Some Unauthorized Immigrants ‘Animals’ in Rant*,  
6 N.Y. TIMES, and available at [www.nytimes.com/2018/05/16/us/politics/trump-undocumented-](http://www.nytimes.com/2018/05/16/us/politics/trump-undocumented-immigrants-animals.html)  
7 [immigrants-animals.html](http://www.nytimes.com/2018/05/16/us/politics/trump-undocumented-immigrants-animals.html). The article reports how President Trump, during a White House meeting,  
8 stated in front of news cameras that “dangerous people were clamoring to breach the country’s  
9 borders and brand[ed] such people ‘animals.’” According to the article, President Trump also told  
10 reporters, “You wouldn’t believe how bad these people are. These aren’t people, these are animals,  
11 and we’re taking them out of the country at a level and at a rate that’s never happened before.” The  
12 article stated that “Mr. Trump’s heated remarks on immigration, both private and public, appear to  
13 have resonated with his advisers, who have been moving to put in place ever-stricter policies in line  
14 with the president’s vision.”

15 20. Attached as **Exhibit 19** is a true and correct copy of an article by Miriam Valverde  
16 dated May 17, 2018, titled *In Context: Donald Trump’s comments about immigrations, ‘animals,’*  
17 POLITIFACT, and available at [https://www.politifact.com/truth-o-meter/article/2018/may/17/context-](https://www.politifact.com/truth-o-meter/article/2018/may/17/context-donald-trumps-comments-about-immigrants-an/)  
18 [donald-trumps-comments-about-immigrants-an/](https://www.politifact.com/truth-o-meter/article/2018/may/17/context-donald-trumps-comments-about-immigrants-an/). The article recounts President Trump’s remarks at  
19 a May 16, 2018 immigration roundtable discussion that “touched on so-called sanctuary cities, MS-  
20 13 gang members, the federal ‘catch and release’ practice, and policies in California related to the  
21 detention of immigrants.” President Trump stated “[w]e have people coming into the country, or  
22 trying to come in—and we’re stopping a lot of them—but we’re taking people out of the country.  
23 You wouldn’t believe how bad these people are. These aren’t people. These are animals. And we’re  
24 taking them out of the country at a level and at a rate that’s never happened before.”

25 21. Attached as **Exhibit 20** is a true and correct copy of an article by Elijah T. Staggers  
26 titled *The Racialization of Crimes Involving Moral Turpitude* and published in 12 Geo. J.L. & Mod.  
27 Critical Race Persp. 17 (2020). The article traces the history undergirding “the modern tropes”  
28 deployed against “Latinx immigrants.” Staggers argues that “the executive branch is, and has been

1 historically, manipulating the phrase ‘[crime involving] moral turpitude’ to systematically target,  
2 condemn, and exclude racial groups deemed socially undesirable.” The article states that “[t]he  
3 executive branch pursues this program by relying on longstanding tropes or stereotypes that certain  
4 races have inherently immoral traits.”

5 22. Attached as **Exhibit 21** is a true and correct copy of an article by Deirdre Pfeiffer and  
6 Xiaoqian Hu, which is titled *Deconstructing Racial Code Words* and published in 58 LAW & SOC’Y  
7 REV. 294, 308 (2024). The article documents the use of racialized code words to justify “oppression  
8 of Racial/Ethnic Minorities and immigrants.” Among other things, it identifies “Parasite,”  
9 “Contagion,” and “Villain” as examples of racial code words that convey tropes about Latine people,  
10 depicting them as exploitative, harmful, and criminal.

11 23. Attached as **Exhibit 22** is a true and correct copy of a National Immigration Forum  
12 Explainer article dated January 23, 2024, titled *Asylum Backlogs*, and available at  
13 <https://immigrationforum.org/article/explainer-asylum-backlogs/>. The article states that an asylum  
14 applicant’s “estimated wait time is more than 6 years” for a claim before USCIS, and over four years  
15 for a claim before EOIR. The article states that “[s]uch extensive delays can manifest as extreme  
16 challenges for asylum seekers, making it harder for them to win their cases. Key witnesses may die.  
17 Applicants may move. Country conditions may change. And [] asylum seekers struggle with the  
18 uncertainty of whether they’ll be returned to danger.”

19 24. Attached as **Exhibit 23** is a true and correct copy of an article by Venezuela  
20 Investigative Unit dated April 1, 2024, titled *Is Venezuela’s Tren de Aragua ‘Invading’ the US?*,  
21 INSIGHT CRIME, and available at [https://insightcrime.org/news/is-venezuelas-tren-de-aragua-](https://insightcrime.org/news/is-venezuelas-tren-de-aragua-invading-us/)  
22 [invading-us/](https://insightcrime.org/news/is-venezuelas-tren-de-aragua-invading-us/). In the article, investigative journalists studying claims about Tren De Aragua’s (TdA)  
23 activity in the previous year note that, “none of [the numerous] national, state, and local law  
24 enforcement agencies contacted by InSight Crime has reported any significant presence of Tren de  
25 Aragua” in their jurisdictions. The article further states that “[p]olice agencies in major urban areas  
26 across the United States – including Los Angeles, Phoenix, Dallas, San Antonio, and Denver – told  
27 InSight Crime that they had no reports of crimes committed by Tren de Aragua in their  
28 jurisdictions.” The article also notes that a 2024 review of a state and federal legal database found no

1 “US criminal cases mentioning Tren de Aragua” except “[t]wo recent murders with tenuous links to  
2 Tren de Aragua” (which lacked “any apparent connection to gang activities”).

3 25. Attached as **Exhibit 24** is a true and correct copy of an article by Maggie Haberman  
4 and Michael Gold dated April 7, 2024, titled *Trump, at Fund-Raiser, Says He Wants Immigrants*  
5 *from ‘Nice’ Countries*, N.Y. TIMES, and available at  
6 <https://www.nytimes.com/2024/04/07/us/politics/trump-immigrants-nice-countries.html>. The article  
7 details how President Trump, during a 2024 fundraising event, defended and reiterated his remarks  
8 distinguishing between what he called “nice countries, you know like Denmark, Switzerland,” and  
9 “Norway,” and “unbelievable places and countries, countries that are a disaster.” According to the  
10 article, President Trump described migrants entering the United States through the Southern border  
11 as “coming in from prisons and jails. They’re coming in from just unbelievable places and countries,  
12 countries that are a disaster.”

13 26. Attached as **Exhibit 25** is a true and correct copy of an article by John Bennett dated  
14 June 10, 2024, titled “*Dumping Ground*”: *Trump Echoes Conservative “Project 2025” at First*  
15 *Rally as a Felon*, ROLL CALL, and available at [https://rollcall.com/2024/06/10/dumping-ground-](https://rollcall.com/2024/06/10/dumping-ground-trump-echoes-conservative-project-2025-at-first-rally-as-a-felon)  
16 [trump-echoes-conservative-project-2025-at-first-rally-as-a-felon](https://rollcall.com/2024/06/10/dumping-ground-trump-echoes-conservative-project-2025-at-first-rally-as-a-felon). The article recounts President  
17 Trump’s remarks about immigrants: “we’re taking in people that are a disaster for our country. So  
18 it’s all happening at our border . . . And we’re not going to let it happen, we’re not going to let them  
19 ruin our country, we’re not going to let them destroy our country. . . . The whole country is being  
20 turned into an absolute dumping ground[.]”

21 27. Attached as **Exhibit 26** is an article by Robert Farley and Catalina Jaramillo titled  
22 *Crime Drop in Venezuela Does Not Prove Trump’s Claim the Country Is Sending Criminals to U.S.*,  
23 FACTCHECK.ORG (Jun. 14, 2024). It is available at [https://www.factcheck.org/2024/06/crime-drop-](https://www.factcheck.org/2024/06/crime-drop-in-venezuela-does-not-prove-trumps-claim-the-country-is-sending-criminals-to-u-s/)  
24 [in-venezuela-does-not-prove-trumps-claim-the-country-is-sending-criminals-to-u-s/](https://www.factcheck.org/2024/06/crime-drop-in-venezuela-does-not-prove-trumps-claim-the-country-is-sending-criminals-to-u-s/). The article  
25 states that there is “no evidence that the Venezuelan government is emptying the prisons or mental  
26 hospitals to send them out of the country[.]” The article quotes Carlos Nieto of a Venezuelan NGO  
27 monitoring the prison situation in Venezuela stating: “there is nothing that can be affirmed that  
28 establishes that there is an agreement, or that the Venezuelan government is helping criminals leave

Venezuela to go to the United States.” Nieto added: “there definitely is no official state policy to that effect.” The article quotes Roberto Briceño-León, the founder and director of The Venezuelan Observatory of Violence, that emigrants from Venezuela are “honest workers fleeing the country’s poverty, looking for a job and a better future.” The article also noted that “[t]he vast majority of those fleeing Venezuela have settled in nearby South American countries.”

28. Attached as **Exhibit 27** is a true and correct copy of an article by Diana Roy and Amelia Cheatham dated July 31, 2024, titled *Venezuela: The Rise and Fall of a Petrostate*, COUNCIL ON FOREIGN RELATIONS, and available at <https://www.cfr.org/background/venezuela-crisis>. Among other things, the article cites a November 2022 survey that found that “50 percent of Venezuela’s 28 million residents live in poverty.”

29. Attached as **Exhibit 28** is a true and correct copy of an article by Ariana Figueroa dated August 23, 2024, titled *Trump Promises Mass Deportations of Undocumented People. How Would That Work?*, MISSOURI INDEPENDENT, and available at <https://missouriindependent.com/2024/08/23/trump-promises-mass-deportations-of-undocumented-people-how-would-that-work/>. The article details President Trump’s rhetoric related to undocumented immigrants, including a March 2024 rally in which he stated, “I don’t know if you call them people. In some cases they’re not people, in my opinion, but I’m not allowed to say that[.]”

30. Attached as **Exhibit 29** is a true and correct copy of an article by Jonathan Weisman dated September 15, 2024, titled *How the False Story of a Gang ‘Takeover’ in Colorado Reached Trump*, N.Y. TIMES, and available at <https://www.nytimes.com/2024/09/15/us/politics/trump-aurora-colorado-immigration.html>. The article claims that President Trump perpetuated a false story on the campaign trail of a gang takeover in Aurora, Colorado.

31. Attached as **Exhibit 30** is a true and correct copy of an article by Venezuela Investigative Unit dated October 4, 2024, titled *What We Know About Tren de Aragua’s US Presence*, INSIGHT CRIME, and available at <https://insightcrime.org/news/what-we-know-about-tren-de-araguas-us-presence/>.

32. Attached as **Exhibit 31** is a true and correct copy of an article by Kit Maher and Chris Boyette dated September 15, 2024, titled *JD Vance Defends Baseless Rumor About Haitian*

1 *Immigrants Eating Pets*, CNN, and available at [https://www.cnn.com/2024/09/15/politics/vance-](https://www.cnn.com/2024/09/15/politics/vance-immigrants-pets-springfield-ohio-cnntv/index.html)  
 2 immigrants-pets-springfield-ohio-cnntv/index.html. According to the article, after President Trump  
 3 stated that Haitian TPS holders were “eating the dogs,” “eating the cats,” and “eating the pets of the  
 4 people that live” in Springfield, Ohio, the Governor of Ohio, Mike DeWine, “flatly denied the rumor  
 5 on Sunday and praised the immigrants for their positive influence on the community.”

6 33. Attached as **Exhibit 32** is a true and correct copy of an article by Russell Contreras,  
 7 Delano Massey, and Erin Davis dated October 5, 2024, titled *Trump keeps calling Venezuelan and*  
 8 *Congolese migrants criminals*, AXIOS, and available at [https://www.axios.com/2024/10/05/trump-](https://www.axios.com/2024/10/05/trump-migrants-venezuelan-congolese-rhetoric)  
 9 migrants-venezuelan-congolese-rhetoric. In the article, Axios analyzed 109 of President Trump’s  
 10 speeches, debates, and interviews and found that he called Venezuelan migrants “criminals” at least  
 11 seventy times between September 1, 2023 to October 2, 2024. The article states that while “Trump  
 12 has repeatedly said undocumented immigrants are ‘poisoning the blood of our country’ . . . [s]tudy  
 13 after study has found that immigrants commit less crime than their American-born counterparts.”

14 34. Attached as **Exhibit 33** is a true and correct copy of an article by Julia Ainsley dated  
 15 October 23, 2024, titled *DHS is seeking more than 600 migrants for possible ties to Venezuelan*  
 16 *gang*, NBC NEWS, and available at [https://www.nbcnews.com/news/dhs-identified-600-migrants-](https://www.nbcnews.com/news/dhs-identified-600-migrants-possible-ties-venezuelan-gang-rcna176020)  
 17 possible-ties-venezuelan-gang-rcna176020. The article states that, as of October 2024, DHS was  
 18 seeking “more than 600 migrants in the U.S. who may have connections to [TdA] . . . according to  
 19 data obtained exclusively by NBC News.” Of these, DHS describes “[r]oughly 100” as “confirmed”  
 20 gang members; the other 500 or more “could be” victims or witnesses. The article explores President  
 21 Trump’s campaign trail claim that TdA members had “invaded and conquered” Aurora, Colorado.  
 22 The article reports that Aurora’s police chief and its mayor told NBC News last month that “Trump’s  
 23 claims about the gang are grossly exaggerated.” According to the article, while President Trump  
 24 “highlighted crimes TDA members [had] committed against Americans,” a DHS official said “the  
 25 vast majority of TDA victims are Venezuelan migrants.”

26 35. Attached as **Exhibit 34** is a true and correct copy of an article by Charles Larratt-  
 27 Smith and John Polga-Hecimovich dated December 9, 2024, titled *How Much of a Threat is Tren de*  
 28 *Aragua in the U.S.?*, AMERICAS QUARTERLY, (Dec. 9, 2024), and available at



1 <https://americasquarterly.org/article/how-much-of-a-threat-is-tren-de-aragua-in-the-u-s/>. The article  
2 states that “nearly no claims made by U.S. law enforcement about crimes committed by purported  
3 members of TdA have been substantiated by hard evidence that directly connects the accused with  
4 the organization in Venezuela.” The authors add that, “it’s unlikely the group has much power or  
5 reach in the U.S., where other organized criminal organizations pose much more of a threat to  
6 citizens and TdA itself.”

7 36. Attached as **Exhibit 35** is an article by Silvia Foster-Frau, et al., dated February 16,  
8 2025, titled *Relatives and Records Cast Doubt on Guantánamo Migrants Being ‘Worst of the Worst’*,  
9 WASH. POST, and available at [https://www.washingtonpost.com/immigration/2025/02/16/trump-](https://www.washingtonpost.com/immigration/2025/02/16/trump-guantanamo-migrants-deportations-venezuela/)  
10 [guantanamo-migrants-deportations-venezuela/](https://www.washingtonpost.com/immigration/2025/02/16/trump-guantanamo-migrants-deportations-venezuela/).

11 I declare under penalty of perjury under the laws of the United States of America that the  
12 foregoing is true and correct. Executed this third day of March 2025.

13  
14 /s/ Emilou MacLean  
15 Emilou MacLean  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28